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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 MICHAEL GAMBLE and CHARLOTTE
10 GAMBLE, husband and wife,

11 Plaintiffs,

12 vs.

13 THE BOEING COMPANY EMPLOYEE
14 RETIREMENT PLAN, THE BOEING
15 COMPANY EMPLOYEE BENEFITS
16 PLAN COMMITTEE,

17 Defendants.

No. C10-1618 RSL

ORDER STRIKING DEFENDANTS'
SUMMARY JUDGMENT MOTION
AND DENYING PLAINTIFFS'
MOTION FOR AN EXTENSION AS
MOOT

18 This matter comes before the Court on “Defendant’s Motion for Summary
19 Judgment” (Dkt. # 28) and “Plaintiffs’ Motion to extend Deadline for Responding to
20 Defendants’ Motion for Summary Judgment” (Dkt. # 30).

21 As set forth in the Court’s “Order Granting Plaintiffs’ Motion to Compel” (Dkt.
22 # 33), the Court has determined that Plaintiffs are entitled to the discovery they sought
23 from Defendants. Because the Court believes this discovery will substantially affect
24 many of the issues raised by Defendants in their motion, the Court STRIKES
25 Defendants’ motion (Dkt. # 28) without prejudice. Plaintiffs’ motion (Dkt. # 30) is thus

26 ORDER STRIKING DEFENDANTS’ SUMMARY
JUDGMENT MOTION AND DENYING PLAINTIFFS’
MOTION FOR AN EXTENSION AS MOOT - 1

1 DENIED as moot. The Court will file an amended scheduling order that provides the
2 parties with an adequate amount of time to complete discovery and bring dispositive
3 motions.

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5 DATED this 26th day of October, 2011.

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8 Robert S. Lasnik
9 United States District Judge
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